



01-25-06

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PATENTS
UV-84

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

Applicants : Michael D. Ellis et al.
Application No. : 09/332,244 Confirmation No. : 2681
Filed : June 11, 1999
For : CLIENT-SERVER BASED INTERACTIVE
TELEVISION PROGRAM GUIDE SYSTEM WITH
REMOTE SERVER RECORDING
Group Art Unit : 2611
Examiner : Hunter B. Lonsberry
Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

EXPRESS MAIL CERTIFICATION

Express Mail Label No. EV 619615625 US

Date of Deposit: January 23, 2006

I hereby certify that this certification and the following papers:

1. Transmittal Letter for Ninth Supplemental Information Disclosure Statement (in duplicate);
2. Ninth Supplemental Information Disclosure Statement;
3. Form PTO/SB/08 (in duplicate);
4. copies of four (4) cited references;
5. postcard;
6. copy of the October 21, 2005 European Search Report and copies of two (2) September 2, 2005 Chinese Notifications of the First Office Action; and
7. copy of the Form PTO/SB/08a originally submitted on May 11, 2005 (in duplicate)

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and are addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Isatta B. Smith

Name: _____



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TRANSMITTAL LETTER FOR NINTH SUPPLEMENTAL
INFORMATION DISCLOSURE STATEMENT

Sir:

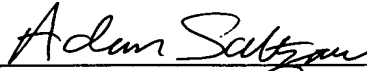
Transmitted herewith are a Ninth Supplemental Information Disclosure Statement, an accompanying Form PTO/SB/08 (submitted in duplicate) and a copy of three (3) cited references to be filed in connection with the above-identified patent application.

The Ninth Supplemental Information Disclosure Statement is submitted before the mailing date of any of a Final Office Action, a Notice Of Allowance, or an Office Action that otherwise closes prosecution. In accordance with 37 C.F.R. § 1.97(c)(2), the Director is hereby authorized to charge payment of the \$180.00 fee for submission of an Information Disclosure Statement to Deposit Account No. 06-1075, Order No. (003597-0084). The Director is also hereby authorized to charge payment

of any additional fees required in connection with this Statement, or credit any overpayment of the same, to Deposit Account No. 06-1075, Order No. (003597-0084).

A duplicate copy of this letter is transmitted herewith.

Respectfully submitted,



Adam M. Saltzman
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Alexandria, Virginia 22313-1450

NINTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97,
applicants hereby make the following documents of record
in the above-identified patent application:

U.S. Patent Documents

| | | |
|----------------|-----------|------------|
| Strubbe et al. | 5,047,867 | 09/10/1991 |
| Young et al. | 5,479,268 | 12/26/1995 |
| Gudesen* | 5,761,607 | 06/02/1998 |

* In the Office Action mailed on May 31, 2005, claims pending in this patent application were rejected based on Gudesen U.S. Patent No. 5,761,607, issued June 2, 1998 (hereinafter "Gudesen"). The PTO-892 enclosed with the Office Action, however, did not list Gudesen. To ensure that Gudesen appears on the face of any patent that may issue in connection with the above-identified patent application, applicants are listing Gudesen in this Supplemental Information Disclosure Statement and the PTO/SB/08 enclosed (in duplicate) herewith. Although the PTO-892 did not include Gudesen, it did include Clemens et al. U.S. Patent No. 5,671,607, issued September 30, 1997 (titled "Compression Refrigeration Machine")

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U.S. Patent Documents

| | | |
|------------------|----------------|------------|
| Artigalas et al. | 6,091,883 | 07/18/2000 |
| Boyer et al. | 20040128686-A1 | 07/01/2004 |
| Ellis et al. | 20040181814-A1 | 09/16/2004 |
| Ellis | 6,820,278 | 11/16/2004 |
| Knudson et al. | 20050204388-A1 | 09/15/2005 |

Foreign Patent Documents

| | | |
|---------|----|------------|
| 0753964 | EP | 01/15/1997 |
| 0762756 | EP | 03/12/1997 |
| 0940985 | EP | 09/08/1999 |

The aforementioned documents are also listed on the accompanying Form PTO/SB/08 (submitted in duplicate). Pursuant to 37 C.F.R. 1.98(a)(2) a copy of each Foreign Patent Document is enclosed herewith. Additionally, aside from Artigalas et al., U.S. Patent No. 6,091,883 (hereinafter "Artigalas"), copies of the U.S. Patent Documents are not enclosed herewith. Artigalas is the U.S. counterpart of EP 0753964 (cited above) and is enclosed herewith as the English translation of EP 0753964. It is respectfully requested that these documents be: (1) fully considered by the Patent and Trademark Office during examination of this patent application; and (2) printed on any patent that may issue on this patent application.

Some of the aforementioned documents were cited in communications from foreign patent offices in connection with counterpart foreign patent applications.

(hereinafter "Clemens"). Clemens was not referenced in the substantive portions of the Office Action. Applicants believe that Clemens was included in the PTO-892 as a result of a clerical error and request clarification if Clemens was intentionally included in the PTO-892.

In particular, the communications are as follows: (1) the October 21, 2005 European Search Report issued in connection with applicants' corresponding European Patent App. No. 03078212.2; (2) the September 2, 2005 Notification of the First Office Action issued in connection with applicants' corresponding Chinese Patent App. No. 200410030099.6; and (3) the September 2, 2005 Notification of the First Office Action issued in connection with applicants' corresponding Chinese Patent App. No. 200410030100.5. Copies of the European Search Report and the two Chinese Notifications are enclosed herewith.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

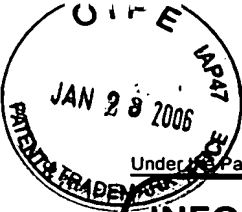
Applicants request that a copy of Form PTO/SB/08 submitted herewith (in duplicate) be returned with the next communication as considered and initialed by the Examiner. Applicants also request that a copy of the Form PTO/SB/08a submitted (in duplicate) on May 11, 2005 with the Eighth Supplemental Information Disclosure Statement be returned with the next communication as considered and initialed by the Examiner. A copy of the Form PTO/SB/08a submitted on May 11, 2005 is enclosed herewith (in duplicate) for the Examiner's convenience.

Consideration of the foregoing in relation to
this patent application is respectfully requested.

Respectfully submitted,



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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 1

| | |
|------------------------|---------------------|
| Application Number | 09/332,244 |
| Filing Date | June 11, 1999 |
| First Named Inventor | Michael D. Ellis |
| Art Unit | 2611 |
| Examiner Name | Hunter B. Lonsberry |
| Attorney Docket Number | UV-84 |
| Confirmation Number | 2681 |

U. S. PATENT DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Document Number | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
|-----------------------|-----------------------|--|--------------------------------|--|---|
| | | Number-Kind Code ² (if known) | | | |
| | | 5,047,867 | 09/10/1991 | Strubbe et al. | |
| | | 5,479,268 | 12/26/1995 | Young et al. | |
| | | 5,761,607 | 06/02/1998 | Gudesen | |
| | | 6,091,883 | 07/18/2000 | Artigas et al. | |
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| | | 20050204388-A1 | 09/15/2005 | Knudson et al. | |

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|-----------------------|--------------------------|---|--------------------------------|--|---|----------------|
| | | Country Code ³ Number ⁴ Kind Code ⁵ (if known) | | | | |
| | | EP 0753964 | 01/15/1997 | | | ✓ |
| | | EP 0762756 | 03/12/1997 | | | |
| | | EP 0940985 | 09/08/1999 | | | |

NON PATENT LITERATURE DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ² |
|-----------------------|--------------------------|---|----------------|
| | | | |

Examiner
SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached. In particular, the U.S. counterpart of EP 0753964 is U.S. Patent No. 6,091,883, which enclosed herewith as the English translation of EP 0753964.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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| Attorney Docket Number | UV-84 |
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|-----------------------|-----------------------|--|--------------------------------|--|---|
| | | Number-Kind Code ² (if known) | | | |
| | | 20050044567-A1 | February 24, 2005 | Young et al. | |
| | | 6,850,693 | February 1, 2005 | Young et al. | |
| | | 20040008971-A1 | January 15, 2004 | Young et al. | |
| | | 6,498,895 | December 24, 2002 | Young et al. | |
| | | 6,167,188 | December 26, 2000 | Young et al. | |
| | | 5,949,954 | September 7, 1999 | Young et al. | |
| | | 5,809,204 | September 15, 1998 | Young et al. | |
| | | 5,592,551 | January 7, 1997 | Lett et al. | |
| | | 5,479,266 | December 26, 1995 | Young et al. | |

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|-----------------------|--------------------------|---|--------------------------------|--|---|----------------|
| | | Country Code ³ Number ⁴ Kind Code ⁵ (if known) | | | | |
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NON PATENT LITERATURE DOCUMENTS

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|-----------------------|--------------------------|---|----------------|
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